

# NEVADA STATE BOARD OF COSMETOLOGY

Tentative Opening  
Date \_\_\_\_\_

SALON PN # \_\_\_\_\_

## APPLICATION FOR MOBILE ESTABLISHMENT LICENSE

This establishment license is NOT TRANSFERABLE. It will be necessary to submit a new application with a \$200.00 application fee and a \$15.00 1<sup>st</sup> inspection fee for a total of \$215.00, when there is ANY CHANGE in the Following:

1. New Salon
2. Ownership
3. Salon Name Change
4. Location Change
5. Services offered to the public.

Payment for this license can be submitted in the form of a Salon Business Check, Money Order, or Cashier's Check only!

No Cash or Personal Checks will be accepted in our office.

Application is hereby made under the provisions of NAC 644, NRS Chapter 644, Statutes of 1931 of the State of Nevada, for a certificate registration and license to conduct and operate a cosmetological establishment. The original application fee is \$200.00 with a \$15.00 1<sup>st</sup> inspection fee.

**PLEASE PRINT OR TYPE**

**ALL FEES ARE NON-REFUNDABLE**

Name of Establishment \_\_\_\_\_

Physical Address (Please Indicate Suite #) \_\_\_\_\_

City \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Salon Phone # \_\_\_\_\_ Contact Phone # \_\_\_\_\_

Mailing Address \_\_\_\_\_

Full Name of Owner \_\_\_\_\_

(This is the name that will be printed on Establishment License)

If Corporation, please submit the Articles of Incorporation that are filed with the Secretary of State! ☐ Yes ☐ No

This Application is for: ☐ New Salon ☐ Location Change ☐ Ownership Change (Add/Delete)  
☐ Change of Service (Add/Delete) ☐ Change in Salon Name

Home address of Owner #1 \_\_\_\_\_ Phone # \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ ZIP \_\_\_\_\_ SS# \_\_\_\_\_

Home address of Owner #2 \_\_\_\_\_ Phone # \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ ZIP \_\_\_\_\_ SS# \_\_\_\_\_

Name of Responsible Person/Corporate Officer: \_\_\_\_\_

Phone # \_\_\_\_\_ SS# \_\_\_\_\_

**\*\*ALL OPERATORS MUST BE LICENSED IN THE STATE OF NEVADA BEFORE WORKING IN A SALON! \*\***  
**NO EXCEPTIONS!!**

How many operators will be employed when operating at full potential? \_\_\_\_\_

Is the establishment located in a Commercial Building, Hotel, House or Residence? \_\_\_\_\_

Please Check all services that apply ☐ Full Service ☐ Hair Service ☐ Nail Service ☐ Skin Service ☐ Electrology

List any service to be offered other than Cosmetology: \_\_\_\_\_

Full name of licensed cosmetologist(s) to be in charge of the salon, per NRS 644.370 a licensed person covering the services listed above must be present when the salon is open (refer to NAC 644.037)

Name: \_\_\_\_\_ P.N. number(s) of Licensee (s) \_\_\_\_\_

PLEASE BE ADVISED THAT THIS LICENSE (IF ISSUED) WILL EXPIRE ON THE ODD YEAR (2007, 2009, 2011...) THE EXPIRATION DATE OF ALL LICENSES IS JULY 1<sup>ST</sup> OF THE ODD YEAR. IF YOU FAIL TO RENEW YOUR LICENSE BEFORE JULY 1, 2007 AND YOU CONTINUE TO OPERATE, YOU MAY BE CITED BY THE INSPECTOR. A NOTIFICATION WILL BE MAILED TO YOU.

Applicant certifies and declares that said applicant will not obtain practice in cosmetology or any branch thereof for money or any other thing of value by fraudulent misrepresentation nor advertise by means of any knowingly false or deceptive statements nor engage in any other unfair or unjust practice, method or dealing; and if granted a certificate and license, applicant will display the same in a conspicuous place in the principle office, or place of business of applicant' that applicant will not permit any person to sleep in or use for residential purposes any room used, wholly or in part, as a cosmetological establishment, nor will applicant maintain as an established place of business for the practice of any one or more of the occupations of hairdresser or cosmetology any room used, wholly or in part, for sleeping or residential purposes; that the establishment will at all times be under the immediate supervision of a registered and licensed cosmetologist; and that applicant will faithfully obey any and all requirements of law and all sanitary rules and regulations of the State Board of Cosmetology in the conduct and operation of said cosmetological establishment. Applicant further agrees that no person shall be employed in said establishment who is not of good suffers from any infectious or contagious disease, especially tuberculosis or syphilis. (The board reserves the right to personally inspect the establishment if it so desires.)

I further agree to notify the office of the State Board of Cosmetology when this cosmetological establishment closes. I also understand that non-compliance with any of the Board's Statutes and / or Codes, upon the initial inspection, shall result in a citation / consent decree for each violation; per the fining system as 1<sup>st</sup> sanitation violation is a \$100.00 fine and 2<sup>nd</sup> sanitation offense is a hearing before the Board for possible revocation of my license.

\_\_\_\_\_  
Signature of applicant

STATE OF NEVADA,

County of \_\_\_\_\_

\_\_\_\_\_, First being duly sworn, deposes and says that he / she is the person making the foregoing application; that he / she read the same in entirety and know the contents thereof and that all the statements made herein are true in every respect.

\_\_\_\_\_  
Signature of Notary

Subscribed and sworn to before me this \_\_\_\_\_  
Day \_\_\_\_\_, 200\_\_\_\_.

Notary Public in and for the County of \_\_\_\_\_,  
State of \_\_\_\_\_

**OFFICE USE ONLY**

S- \_\_\_\_\_ Name of Applicant \_\_\_\_\_

Amount paid \$ \_\_\_\_\_ Check # \_\_\_\_\_ Date: \_\_\_\_\_

REMARKS \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

## CHILD SUPPORT INFORMATION

Please mark the appropriate response (failure to mark one of the three will result in denial of the application/renewal):

- \_\_\_\_\_ **I am not** subject to a court order for the support of a child.
- \_\_\_\_\_ **I am subject to** a court order for the support of one or more children **and am in compliance** with the order or **am in compliance** with a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount of pursuant to the order.
- \_\_\_\_\_ **I am subject to** a court order for the support of one or more children **and am not in compliance** with the order or **am not in compliance** with a plan approved by the district attorney or other public agency enforcing the order for the repayment of the amount pursuant to the order.

Applicant's Social Security Number: \_\_\_\_\_

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature of Applicant

Pursuant to NRS 644.212 and NRS 644.214 \*Any applicant for the issuance or renewal of a license or evidence of registration issued pursuant to NRS 644.190 to 644.330, inclusive, shall submit to the board the statement prescribed by the welfare division of the department of human resources pursuant to NRS 425.520. The statement must be completed and signed by the applicant, "and must include the social security number of the applicant."

**EACH APPLICANT MUST FILL OUT A CHILD SUPPORT FROM.**

**MOBILE COSMETOLOGICAL ESTABLISHMENT FLOOR PLAN**

ESTABLISHMENT NAME: \_\_\_\_\_

NRS 644.340 and NRS 644.345 require that you must supply this office with a detailed floor plan, verified by the oath of the maker. By completing this floor plan attached to the application. This floor plan must include any / all proposed businesses within the interior of this structure and must be signed. (i.e.: permanent make-up, massage, doctor's office, beauty supply, reflexology, tanning, coffee shop/snack bar, etc.)

By my signature below, I hereby certify and declare that the above floor plan is a true and accurate drawing of the salon, the way it will be upon opening. I further attest to foregoing is true, as I verily believe, under penalty of perjury.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

## AFFIDAVIT: PROOF OF PURCHASE

### COMPLETE THIS FORM WHEN PURCHASING AN EXISTING COSMETOLOGICAL ESTABLISHMENT.

**INSTRUCTIONS:** This form must be completed and notarized by the applicant and the previous owner of the establishment. This form must be submitted with your completed application for an establishment license prior to completing the sale, to avoid any disruption of service.

#### **Current Establishment Owner:** (to be completed by current owner)

Current Name of Establishment: \_\_\_\_\_

Address of Establishment: \_\_\_\_\_

City: \_\_\_\_\_ \*Date of Sale: \_\_\_\_\_ Name of Current Owner \_\_\_\_\_

Signature of Current Owner \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ By the Signatures above all parties do hereby certify and declare that the above statement are true regarding the sale of said cosmetological establishment. Signatures of current owner and applicant further attest the foregoing facts herein set forth are true and all parties verily believe under the penalty of perjury.

Signature of Notary: \_\_\_\_\_ Date: \_\_\_\_\_

County of: \_\_\_\_\_ State of: \_\_\_\_\_

#### **Applicant Information:** (to be completed by applicant)

New Name of Establishment: \_\_\_\_\_

Address of Establishment: \_\_\_\_\_

City: \_\_\_\_\_ \*Date of Sale: \_\_\_\_\_ Name of Applicant \_\_\_\_\_

Signature of Applicant \_\_\_\_\_ Date: \_\_\_\_\_

\_\_\_\_\_ By the Signatures above all parties do hereby certify and declare that the above statement are true regarding the sale of said cosmetological establishment. Signatures of current owner and applicant further attest the foregoing facts herein set forth are true and all parties verily believe under the penalty of perjury.

Signature of Notary: \_\_\_\_\_ Date: \_\_\_\_\_

County of: \_\_\_\_\_ State of: \_\_\_\_\_

**\*The Date of Sale must match. Application must be submitted and new license in place prior to the "Date of Sale." No Exceptions!**

## SALON OWNERS CHECK LIST FOR OPENING A SALON

You must call the inspector between 8 a.m. and 9 a.m. the morning after you submit your application to the Board Office, in order to get your salon license processed and issued. The following is a list of items the inspector will review with you and that you must comply with in order to open your salon. If all of these items are not in order the day of your inspection you will be issued a citation/consent decree with a fine no less than \$100.00 per violation. A second violation would require appearance before the Board.

ALL OF THE ITEMS LISTED BELOW MUST BE INSTALLED AND IN WORKING ORDER PRIOR TO REVIEWING THIS CHECKLIST WITH THE INSPECTORS.

Date \_\_\_\_\_

- \_\_\_\_\_ 1. Restroom
- |   |       |
|---|-------|
| _____ Exhaust fan (working)                           | _____ |
| _____ Commode (working)                               | _____ |
| _____ Sink(s) operable _____ Hot & Cold running water | _____ |
| _____ Non-Absorbent & Non-porous floor coverings      | _____ |
2. Sinks:
- |                       |  |       |
|-----------------------|--|-------|
| _____ Dispensary      | _____ Operable with Hot & Cold running water     | _____ |
|                       | _____ Non-absorbent & non-porous floor coverings | _____ |
| _____ Pedicure Spa    | _____ Non-absorbent & non-Porous floor coverings | _____ |
| _____ Shampoo Bowl(s) | _____ Operable with Hot & cold running water     | _____ |
|                       | _____ Non-absorbent & non-porous floor coverings | _____ |
3. Floors: \_\_\_\_\_ Non-Absorbent & non-porous floor covering; carpeted areas? Y / N \_\_\_\_\_
- \_\_\_\_\_ Walls & furnishings: washable materials \_\_\_\_\_
- \_\_\_\_\_ Ceilings: clean & in good repair \_\_\_\_\_
- \_\_\_\_\_ 4. Towels: Closed dust-free cabinet, with dry fumigant \_\_\_\_\_
- \_\_\_\_\_ 5. Ventilation: \_\_\_\_\_ A/C, and heating Unit \_\_\_\_\_
- \_\_\_\_\_ Other mechanical means for exhaust \_\_\_\_\_
- \_\_\_\_\_ 6. Waste receptacles(s) with lid (s) throughout Salon including restroom area \_\_\_\_\_
- \_\_\_\_\_ Smoking Y/N \_\_\_\_\_ Fire-retardant containers \_\_\_\_\_
- \_\_\_\_\_ 7. Licensee in charge, in order to open the salon, present at all times \_\_\_\_\_
- \_\_\_\_\_ NRS 644.190.2 \_\_\_\_\_ NRS 644.370 \_\_\_\_\_ NAC 644.037 \_\_\_\_\_
- \_\_\_\_\_ 8. Sale: If this sale falls thru the current/previous owner must make a new application within 48 hours.

Once a license is processed and mailed to the salon, the old license must be sent to the Board office immediately.

#### **NAC 644.307 LEASE OF SPACE WITHIN PREMISES.**

- 1) The owner of a cosmetological establishment may lease space only to licensed manicurists, electrologist, hair designers, aestheticians and cosmetologists within the premises of the establishment.
- 2) As used in this section, "premises" does not include any area that:
  - a. Has a different entrance from that of the cosmetological establishment and is separated from the establishment by a door that can be locked and surrounding walls that are at least 6 feet high;
  - b. Is located on a floor different from the floor on which the cosmetological establishment is located;
  - c. Is otherwise located to avoid creating the impression that the area is a part of the cosmetological establishment; and
  - d. Is being used for activities that are not under the jurisdiction of the board, including but not limited to, tattooing and body piercing.

## **SANITARY REGULATIONS**

**NAC 644.310 DRINKING CUPS AND FACILITIES.** Each cosmetological establishment or school of cosmetology shall provide disposable cups, where applicable, for the use of patrons and employees. Drinking fountains, coolers and refreshment centers must be located in a clean and sanitary place must not be located in the restrooms.

**NAC 644.313 DISPOSAL OF WASTE.** In each cosmetological establishment and school of cosmetology:

- 1) All chemical waste material must be deposited in a closed container and disposed of in a fire-retardant container at the close of business each day.
- 2) All other waste must be deposited immediately in waste disposal containers, which, unless they are located near a reception desk or in an office, must be covered at all times.
- 3) Any waste disposal container used to store cigarette ashes or butts must be a metal or fire-retardant container.
- 4) Waste disposal containers must be kept clean.
- 5) Any disposable material which comes into contact with blood or other bodily fluids such as discharge from pustules, pimples, and sebaceous glands, must be disposed of in a sealable plastic bag or in a manner that not only protects the licensee and the client but also others who may come into contact with the material in the future, such as sanitation workers.
- 6) To prevent the possible spread of any blood-borne disease or virus, any disposable sharp objects that come in contact with blood or other bodily fluids must be disposed of in a sealable rigid container that is strong enough to protect the licensee, clients and others who may come into contact with the material in the future from accidental cuts or puncture wounds.

**NAC 644.315 EXHAUST SYSTEMS.** Each cosmetological establishment and school of cosmetology and each room or residence used as a cosmetological establishment, must have a system for exhaust acceptable to the board.

#### **NAC 644.320 RESTROOMS.**

- 1) Each cosmetological establishment or school of cosmetology must have fully operable toilets, which are accessible to clients and employees. Each area in which a toilet is located must have a sink with an adequate and readily available supply of hot and cold running water at all times and a mechanical exhaust system for ventilation which completely circulates the air. If the restrooms for the cosmetological establishment are located outside of the cosmetological establishment, the restrooms must be:
  - a. In plain view or clearly marked with appropriate signs, and
  - b. Located within 100 feet of the entrance of the cosmetological establishment and under the same roof as the cosmetological establishment.

- 2) The floor covering in each restroom located in a cosmetological establishment or school of cosmetology must be made of a washable material which is not porous or absorbent, if the operator of the establishment or school is issued a license:
  - a. After July 1, 1992; or
  - b. On or before July 1, 1992, and the establishment or school is sold or a majority interest is transferred after July 1, 1992.

**NAC 644.325 WALLS, FLOORS, CEILINGS, FURNISHINGS, EQUIPMENT AND FIXTURES.** In each cosmetological establishment or school of cosmetology:

- 1) All floors in areas where hair is cut, shampooed or styled, and all walls, must be of a washable material, which is not porous or absorbent. Carpeting is allowed in all other areas of the cosmetological establishment or school of cosmetology, including, without limitation, reception areas and areas for manicuring and aesthetics.
- 2) All walls within a cosmetological establishment or school of cosmetology must be of a washable material, which is not porous or absorbent.
- 3) All walls, floors, woodwork, ceilings, furnishings, equipment and fixtures must be kept clean and in good repair.
- 4) Clippings of hair must not be allowed to accumulate and must be disposed of in a covered waste receptacle immediately after the hair is cut.
- 5) Refuse and waste must not be allowed to accumulate.
- 6) Footbaths used for nail services, including the suction screens where hair, skin and nails accumulate, must be disinfected with a product registered with the Environmental Protection Agency before the footbath may be offered to another client.
- 7) Portable spas, if any, must have separate hoses or tubes, or both, for draining and refilling the spa. All such hoses and tubes must be appropriately marked.

**NAC 644.330 PLUMBING SYSTEM; DISPENSARY.**

- 1) Each cosmetological establishment or school of cosmetology must have suitable permanent plumbing which provides an adequate and readily available supply of hot and cold running water at all times and is permanently connected for drainage of sewage and potable water within the areas where work is performed and supplies dispensed.
- 2) Each cosmetological establishment or school of cosmetology must contain a dispensary sink if the operator of the establishment is issued a license:
  - a. After June 1, 1982; or
  - b. On or before July 1, 1982, and the establishment or school is sold or a majority interest is transferred after June 1, 1982.
- 3) The floor coverings within a distance from all exposed sides of the sink, pedicure spa or dispensary sink that is the same distance as the width of the sink, pedicure or dispensary sink must be made of a washable material which is not porous or absorbent if the operator of the establishment or school is issued a license:
  - a. After July 1, 1992; or
  - b. On or before July 1, 1992, and the establishment or school is sold or a majority interest is transferred after July 1, 1992.

**NAC 644.335 HEADRESTS, SHAMPOO BOWLS; TOWELS AND LINENS; NECK STRIP, TREATMENT TABLES.** In each cosmetological establishment or school of cosmetology:

- 1) The headrest of each chair must be covered with a clean towel or paper sheet for each client.
- 2) The part of a shampoo bowl on which a client's neck rests must be covered with a clean towel during each shampoo. The bowls must be carefully washed, sanitized with an effective disinfectant and all loose hair removed from the drains after each use.
- 3) After a towel or linen has been used once, it must be deposited in a receptacle provided for soiled towels and linens, and must not be stored in any restroom, nor used again until properly laundered and sanitized. All towels, after being laundered and sanitized, must be kept in closed, dust-free cabinets that have fumigants.



- 4) Sanitary neck strips or towels must be wrapped around the neck of the client to prevent all coverings from coming into direct contact with the client. Proper draping of towels must be used for all services, except that sanex strips may be used for dry services.
- 5) Treatment tables must be sanitized after each use with a sanitizing solution acceptable to the board.
- 6) All instruments and supplies, including, without limitation, neck strips, nail files and buffers, that come into direct contact with a client and cannot subsequently be disinfected must be disposed of in a waste receptacle immediately following their use.
- 7) Neck dusters and all other brushes used on a client must be maintained in a clean and sanitary condition.

**NAC 644.340 INSTRUMENTS, IMPLEMENTS AND OTHER TOOLS; DISPOSABLE ARTICLES.** In each cosmetological establishment or school of cosmetology:

- 1) Sanitizing and disinfecting solutions must be available for immediate use at all times and must be registered with the Environmental Protection Agency as a bactericide, fungicide or virucide.
- 2) All instruments, implements and other tools must be cleaned and sanitized in the following manner before use:
  - a. All hair and other adherent foreign material must be removed from the instrument, implement or other tool; and
  - b. The instrument, implement or other tool must be:
    1. Thoroughly washed with soap and hot water;
    2. Rinsed in clear hot water; and
    3. Placed in a covered wet sanitizer which is large enough for complete immersion of the instrument, implement or other tool. And which contains a disinfecting solution registered with the Environmental Protection Agency that is acceptable to the board and utilized in accordance with the manufacturer's instructions.

During each service, all instruments, implements and other tools must be kept free of contamination by immersion in a disinfection solution acceptable to the board.
- 3) All sterilized instruments, implements and other tools not in use, nor in the process of wet sterilization in a wet sterilizer, must be stored in a clean dry sterilizer. A dry sterilizer consists of a clean closed container, drawer or storage unit containing sterilized instruments only.
- 4) An instrument, implement or other tool dropped on the floor or otherwise made unsanitary must be deposited in a separate labeled container for soiled articles only and must not be used until it has been thoroughly sterilized as specified in subsection 2. A container for the disinfectant used that includes the manufacturer's label must be available at all times in the cosmetological establishment or school of cosmetology.
- 5) All electrolysis instruments must be cleaned in the following manner after each use:
  - a. All foreign matter must be removed from the instrument; and
  - b. The instrument must be:
    1. Washed in soap and hot water; and
    2. Rinsed in warm water.
- 6) After cleaning, all electrolysis instruments must be sterilized by one of the following methods:
  - a. Use of a steam sterilizer; or
  - b. Use of a dry sterilizer, which is registered and listed with the United States Food and Drug Administration, and is used according to manufacturer's instructions.
- 7) Sterilization equipment must be checked weekly to ensure that it is reaching the temperature required by the manufacturer's instructions.
- 8) All sterilized instruments and sanitary disposable articles must be stored in clean, closed containers which must be free of other articles.

**NAC 644.342 CLIPPERS, VIBRATORS AND OTHER ELECTRICAL INSTRUMENTS.** Clippers, vibrators and other electrical instruments must be disinfected in the following manner before use:

- 1) All foreign matter must be removed: and

- 2) The instrument must be disinfected with a disinfectant that is registered with the Environmental Protection Agency as a bactericide, fungicide or virucide and used according to the manufacturer's instructions.

**NAC 644.345 COSMETICS AND OTHER PREPARATIONS.** In each cosmetological establishment or school of cosmetology:

- 1) Creams, lotions, cosmetics and other preparations used on clients must be kept in closed containers at all times when not in use.
- 2) Powder for the face must be kept in a closed container. The use of powder puffs is prohibited.
- 3) Lotions or liquids used on a client must be poured into a sanitized container and applied to the client using cotton or other type of applicator.
- 4) Creams or other semisolid substances must be dipped from the container with a sanitized article or spatula. Removing such substances with fingers is prohibited.
- 5) Creams, lotions and other preparations must be removed by means of cotton, gauze, facial tissue or other sanitized material.
- 6) Supplies used for service to clients must not be stored in any restroom.
- 7) Cosmetics used in the form of a pencil must be sharpened before each use.
- 8) All bottles and containers must be distinctly and correctly marked with a label which discloses its contents. All articles containing poisonous substances must be distinctly marked as such.

**NAC 644.350 CLEANSING OF HANDS** Every licensee and student in a cosmetological establishment or school of cosmetology must thoroughly wash his hands in an antibacterial liquid before and after serving each client and after each use of the restroom.

**NAC 644.355 OUTER GARMENTS AND FOOTWEAR.**

- 1) In each cosmetological establishment or school of cosmetology, all licensees must wear clean outer garments and adequate footwear at all times when serving a client. Instruments or supplies must not be carried in or on a garment.
- 2) For the purposes of this section, "outer garments" means one garment or a combination of garments which provides adequate protection at least of the torso of the wearer's body from debris, infectious or communicable diseases, infestations of animal parasites and chemical hazards which may injure the body through absorption, inhalation or physical contact. The term includes, without limitation:
  - a. Blouses;
  - b. Shirts;
  - c. Sweaters;
  - d. Smocks;
  - e. Dresses;
  - f. Pants;
  - g. Jeans;
  - h. Bermuda, walking or jean shorts; and
  - i. Tee shirts.

**NAC 644.360 INFECTIOUS OR COMMUNICABLE DISEASES; INFESTATIONS OF ANIMAL PARASITES.**

- 1) A person afflicted with an infectious or communicable disease which may be transmitted during the practice of cosmetology or with an infestation of animal parasites shall not work or train in a cosmetological establishment or school of cosmetology.
- 2) A cosmetological establishment or school of cosmetology shall not knowingly require, permit or allow a student or person licensed by the board, to perform any service on a client who is afflicted with any infectious or communicable disease which may be transmitted to a person who is practicing cosmetology.
- 3) A cosmetological establishment or school of cosmetology shall not require or allow a student or licensee of the board to perform any service on a client who is afflicted with an infestation of animal parasites.

**NAC 644.365 CLIENT WITH INFLAMED OR INFECTED SKIN OR SECRETIONS.** In each cosmetological establishment or school of cosmetology:

- 1) A licensee shall not massage any client upon a surface of the skin or scalp where such skin is inflamed or where a skin infection or eruption is present.
- 2) Licensees shall wear protective gloves while performing any service on a client whose skin shows signs of secretion of any bodily fluids.

**NAC 644.367 RESTRICTIONS ON REMOVAL OF SKIN**

- 1) A cosmetologist or an aesthetician may remove the uppermost layers of the facial skin by any method or means if only the uppermost layers of the skin are removed and the removal is for the purpose of beautification.
- 2) In removing the uppermost layers of skin pursuant to this section, a cosmetologist or an aesthetician:
  - a. May only use products that are commercially available for the removal of facial skin for beautification; and
  - b. Shall not mix or combine any such products unless the mixing or combining is required pursuant to the manufacturer's instructions for the products being mixed or combined.
- 3) A cosmetologist or an aesthetician shall not use any techniques or practices for the removal of skin that affect anything other than the uppermost layers of the facial skin.

**NAC 644.368 PROHIBITED INVASIVE PROCEDURES.**

- 1) Except as otherwise provided in this section, a licensee shall not perform any invasive procedure that includes, without limitation:
  - a. The application of electricity for the sole purpose of contracting a muscle;
  - b. The application of a topical lotion, cream or other substance which affects anything other than the uppermost layers of the skin;
  - c. The penetration of the skin by metal needles; or
  - d. The abrasion of the skin below the uppermost layers of the skin.
- 2) The provisions of paragraph of subsection 1 do not apply to the use of electrolysis needles by a licensed electrologist.
- 3) As used in this section, "invasive procedure" means an act that affects the structure or function of the skin other than the uppermost layers of the skin.

**NAC 644.370 WIGS AND HAIRPIECES.** Wigs and hairpieces must be cleaned with a sanitizing agent approved by the board. All wigs and hairpieces must be placed on a covered block when restyling.

**NAC 644.372 COSMETIC PRODUCT: PROHIBITED PRODUCTS AND USES.** A cosmetological establishment and school of cosmetology shall not:

- 1) Have on its premises any cosmetic products that contain a hazardous substance which has been banned by the United States Food and Drug Administration for use in cosmetic products; or
- 2) Use a cosmetic product in a manner that has not been approved by the Food and Drug Administration.

**NAC 644.375 PLACE OF PRACTICE: PRIVATE RESIDENCES**

- 1) Cosmetology may be practiced in private residences only when the rooms used for the practice are completely separate from any rooms used for living quarters. The rooms used for the practice must be completely and permanently sealed off from living quarters so that the only entrances to and exits from the portion of the residence used for the practice of cosmetology are from the street. A room used in a private residence for the practice of cosmetology must meet all requirements for cosmetological establishments in NAC 644.310 to 644.385, inclusive, and must:
  - a. Have a ceiling that is not less than 8 feet in height;
  - b. Be equipped to give proper service to clients;
  - c. Have toilets which are separate from any toilets used by residents; and
  - d. Have a sign outside of the building denoting the name of the cosmetological establishment.
- 2) A private residence in which cosmetology is practiced must be located in a geographical area which the practice of cosmetology is practiced must be located in a geographical area which the practice of cosmetology is allowed by local zoning ordinances. If the private residence is not located in such an area, the owner must receive a variance from the appropriate local governing body before applying to the board for a license for the cosmetological establishment.

## FINING SYSTEM

### NAC 644.700 SCHEDULE OF FINES; DISCIPLINARY HEARINGS.

The board adopts the following schedule of fines for any violations of the provisions listed:

<u>VIOLATION</u>	<u>FIRST</u>	<u>OFFENSE SECOND</u>	<u>THIRD</u>
<u>COSMETOLOGICAL ESTABLISHMENT</u>			
Operating establishment without license .....	\$1000	\$1,500	\$2,000
Operating establishment with expired license .....	200	500	
Allowing licensee to work with expired license.....	200	500	
Failure to display license in place of business .....	200	500	
Failure to employ licensed persons.....	1,000	1,500	
Operating establishment without supervision of licensed person .....	200	500	
Operating establishment with animal on premises .....	200	500	
<u>COSMETOLOGIST OR OTHER LICENSED NATURAL PERSON</u>			
Practicing without a license .....	1,000	1,500	\$2,000
Practicing with expired license .....	200	500	
Altering or Copying license .....	1,000	1,500	
Failure to display license at position of work .....	200	500	
Failure to practice in Cosmetological establishment .....	500	1,000	
<u>COSMETOLOGICAL APPRENTICE</u>			
Failure to display certificate of registration in plain view .....	100	500	
Failure to wear badge while working .....	100	500	
Working on public without supervising cosmetologist present .....	500	1,000	

### NAC 644.307 LEASE OF SPACE WITHIN PREMISES.

- 1) The owner of a Cosmetological establishment may lease space only to licensed manicurists, electrologists, hair designers, aestheticians and cosmetologists within the premises of his establishment.
- 2) As used in this section, "premises" does not include any area that:
  - (a) Has a different entrance from that of the cosmetological establishment and is separated from the establishment by a door that can be locked and surrounding walls that are at least 6 feet high;
  - (b) Is located on a floor different from the floor on which the cosmetological establishment is located;
  - (c) Is otherwise located to avoid creating the impression that the area is a part of the cosmetological establishment; and
  - (d) Is being used for activities that are not under the jurisdiction of the board, including but not limited to tattooing and body piercing.

### NAC 644.308 REQUIREMENTS OF LEESEE

A licensed cosmetologist, aesthetician, electrologist or manicurist who is leasing space from an operator of a cosmetological establishment shall ensure compliance with the requirements set forth in subsection 3 of NAC 644.325 and NAC 644.335 to 644.372, inclusive, 644.380 and 644.385.

### NAC 644.710 ALTERING OR COPYING LICENSE

A person who alters or copies a license in order to practice in any branch of cosmetology is subject to disciplinary action pursuant to NRS 644.430 to 644.447, inclusive.

## **MOBILE SANITARY REGULATIONS**

**NAC 644.600 DEFINITIONS.** As used in NAC 644.610 to 644.655, inclusive, unless the context otherwise requires:

- 1) "M.B.T.U." means a measurement of energy output or demand in British Thermal Units.
- 2) "Mobile cosmetological establishment" means a self-contained, self-supporting, enclosed mobile unit where one or more persons engage in the practice of cosmetology.

**NAC 644.610 APPLICATIONS FOR LICENSING: FILING.**

1) An application for a license to operate a mobile cosmetological establishment must be filed with the board not less than 10 days before the proposed opening date.

2) An application to transfer ownership of a licensed mobile cosmetological establishment must be filed with the board within 3 days after purchase.

**NAC 644.615 APPLICATIONS FOR LICENSES: CONTENTS.** Each application for a license to operate a mobile cosmetological establishment or for the transfer of ownership of a licensed mobile cosmetological establishment must include:

- 1) A detailed floor plan showing:
  - a) The location of:
    - 1) Doors;
    - 2) Windows;
    - 3) Restrooms;
    - 4) Sinks;
    - 5) Lifts or ramps;
    - 6) Ventilation systems; and
    - 7) Equipment; and
  - b) The dimensions of the establishment;
- 2) The owner's proof of purchase for the establishment and the equipment contained therein;
- 3) The required fee;
- 4) Copies of work permits or approvals from each county and city of operation granting the owner of the establishment permission to conduct mobile cosmetological services within that county and city;
- 5) Copies of letters of compliance from the city, county and state agencies governing applicable plumbing, electrical and fire codes; and
- 6) Proof of a valid Nevada driver's license for the driver of the establishment.

**NAC 644.620 INSPECTION OF ESTABLISHMENT.** After the floor plan and application have initially been approved the applicant must schedule an appointment to show the mobile cosmetological establishment to the board for final approval. If inspection of the establishment is denied, or if the establishment has been closed for 12 calendar months, the application will be denied.

**NAC 644.625 DELIVERY OF LICENSE OR RETURN OF APPLICATION.** A license to operate a mobile cosmetological establishment will be delivered to the owner following inspection of the establishment if the board's requirements have been met. Applications not approved will be returned to the applicant.

**NAC 644.630 REMOVAL OF EQUIPMENT FROM ESTABLISHMENT.** If equipment is removed from a mobile cosmetological establishment, the license to operate the establishment becomes null and void.

**NAC 644.635 SUBMISSION OF MONTHLY ITINERARY; CHANGES IN ITINERARY.**

1) The holder of a license to operate a mobile cosmetological establishment shall submit to the board a Monthly itinerary showing the dates, locations, and times of service to be provided throughout the state. The itinerary must be:

- a) Submitted to the board at least 15 days before the beginning of each month; and

b) Accompanied by copies of work permits or approvals from each county and city of operation granting the owner of the establishment permission to conduct mobile cosmetological services within that county and city.

2) Changes in an itinerary must be called in to the board's office and affirmed in writing. The written affirmation must be accompanied by copies of work permits or approvals from each county and city of operation granting the owner of the establishment permission to conduct mobile cosmetological services within that county and city.

**NAC 644.640 GENERAL STANDARDS FOR ESTABLISHMENTS.** A mobile cosmetological establishment must comply with the following standards:

1) Exterior advertising depicting "Licensed Cosmetological Establishment" must be on both sides of the vehicle with the unit's establishment number.

2) The floors, carpeting, walls, ceiling, furniture, equipment and all contents of the establishment must be kept clean and in good repair at all times.

3) Carpeting is permitted only within the driving or cab area and only if approved by the appropriate city and county agencies governing fire codes.

4) All storage cabinets must be secured by the use of spring struts or friction catches.

5) All equipment must be securely anchored to the establishment.

6) The interior of the establishment must be 7 to 8 feet wide, inclusive, have a ceiling height of at least 6 feet and be at least 24 feet long, as measured from the back of the driver's seat to the back of the establishment.

7) One 5-pound ABC fire extinguisher must be mounted in public view.

8) A ramp or lift must be provided for access to the establishment if services are provided to handicapped persons.

9) No services may be performed while the establishment is in motion.

10) Sleeping provisions must not be placed or maintained in the working area of the establishment.

11) Containers in the establishment must consist of galvanized stainless steel or other noncorrosive material not including glass.

12) All chemicals in the establishment must be stored in secured cabinets, separate and apart from other articles or equipment in the establishment.

**NAC 644.645 SUPPLY OF WATER.**

1) Each cosmetological establishment must have at least 100 gallons of self-contained water in gray and black holding tanks with gauges indicating levels in the tanks and reserve capabilities. If an establishment's portable water supply is depleted, operation must cease until the supply is replenished.

2) An establishment must have tanks which provide hot water continually and on demand with a combined capacity of at least 6 gallons.

**NAC 644.650 DISPOSAL OF WASTE.**

1) A mobile cosmetological establishment must have restrooms within its perimeter including a self-contained, recirculating, flush chemical toilet with holding tank.

2) The plumbing system of the establishment must be installed and maintained in accordance with the requirements of all city, county, state, federal and national fire codes.

3) The owner of an establishment shall provide to the board copies of written approval granting the owner permission to use dumping stations.

**NAC 644.655 ELECTRICAL SYSTEM.**

1) A mobile cosmetological establishment must have a split lead generator with:

- a) A capacity of at least 6,500 watts;
- b) A remote starter;
- c) A muffler; and
- d) Outside ventilation.

2) Heaters for mobile cosmetological establishments must be:

- a) Sealed combustible units;
- b) Vented outside; and
- c) Contain at least 30 M.B.T.U. of power.

3) All electrical wiring for an establishment must be wired in accordance with city, county, state and national fire codes.